IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 7TH MARCH 2007 / 16TH PHALGUNA 1928

Crl.Rev.Pet.No. 896 of 1998()

CRA.95/1997 of ADDL. SESSIONS COURT, THRISSUR
CC.339/1993 of JUDL. MAGISTRATE OF FIRST CLASS COURT, KUNNAMKULAM

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REVN. PETITIONER: APPELLANT/ACCUSED

S.VENUGOPAL, S/O.SANKUNNY
HOUSE NO.167
SIVARAMA NAGAR, BYE-PASS ROAD
OLD CHUNGAM, COIMBATORE
TAMILNADU.

BY ADV. SRI.P.K.ASHOKAN

RESPONDENTS: COMPLAINANT & STATE

STATE OF KERALA, REPRESENTED B Y PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 07/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

CRL.R.P.NO.896/1998

ORDER ON CRL.M.P.NO.4495/1998 IN CRL.R.P.NO.896/1998

DISMISSED

7.3.2007 Sd/- K.R.UDAYABHANU, JUDGE

/TRUE COPY/

P.A. TO JUDGE

K.R.UDAYABHANU, J

CRL.R.P.No.896 of 1998

Dated this the 7th day of March, 2007

ORDER

Revision petitioner stands convicted for the offence under Section 411 IPC and sentenced to undergo simple imprisonment for a period of one year and to pay a fine of Rs.1,000/- and in default, to undergo simple imprisonment for three months. The other accused charged with the offence under Sections 457, 461 and 380 IPC was acquitted for want of evidence.

2. Counsel for the revision petitioner has only sought for modification of the sentence. It has pointed out that the incident had taken place in the year 1993. In view of the fact, revision petitioner is facing prosecution and the impending imprisonment for so long the sentence is modified to imprisonment till the rising of the court and to pay a fine of Rs.5,000/- and in default, to undergo simple imprisonment for six months. Revision petitioner shall appear before the Judicial First Class Magistrate Court, Kunnamkulam on 30.4.2007 to receive the sentence. Non

bailable warrant, if any, pending is not to be executed till 30.4.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl